

## LEGAL NOTICE

### STATE OF NEW JERSEY DEPARTMENT OF HUMAN SERVICES DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

#### Medically Needy Coverage

**TAKE NOTICE** that the New Jersey Department of Human Services (DHS), Division of Medical Assistance and Health Services (DMAHS) intends to seek approval from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), for a state plan amendment to cease providing nursing facility services to eligible Medically Needy individuals. This will allow individuals to qualify for Medicaid Managed Long-Term Services and Supports (MLTSS), which includes nursing facility services, by establishing a Qualified Income Trust also known as a Miller Trust. This is an irrevocable trust that allows individuals with monthly income above the state's special income limit (SIL) to qualify for Medicaid. Income that exceeds the SIL would be transferred to the trust.

This Notice is intended to satisfy the requirements of Federal law and regulations. A copy of this Notice is available for public review at the local Medical Assistance Customer Centers, County Welfare Agencies, and on the DHS website at <http://www.state.nj.us/humanservices/providers/grants/public/index.html>. Comments or inquiries must be submitted in writing by mail, e-mail, or fax within 30 days of the date of this notice to:

Margaret Rose  
Division of Medical Assistance and Health Services  
Office of Legal and Regulatory Affairs  
Mail Code #26  
P.O. Box 712  
Trenton, New Jersey 08625-0712  
Fax: 609-588-7343  
E-mail address: [Margaret.Rose@dhs.state.nj.us](mailto:Margaret.Rose@dhs.state.nj.us)